

Docket No.: 103864.140 US1

PATENT/OFFICIAL

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of

James G. MCERLEAN et al.

Serial No. 10/634,991

Filed: August 6, 2003

:  
:  
:  
:  
:  
:  
:

Group Art Unit: 3721

Examiner:

For: AUTOMATED PRESCRIPTION AND/OR LITERATURE BAGGER SYSTEM AND  
METHOD OPTIONALLY INTEGRATED WITH AUTOMATED DISPENSING  
SYSTEM AND/OR AUTOMATED LABELING AND PACKAGING SYSTEM

**SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT**

Honorable Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

In accordance with the provisions of 37 C.F.R. 1.56, 1.97 and 1.98, the attention of the Patent and Trademark Office is hereby directed to the documents listed on the attached form PTO-1449. It is respectfully requested that the documents be expressly considered during the prosecution of this application, and that the documents be made of record therein and appear among the "References Cited" on any patent to issue therefrom. Copies of any cited U.S. Patents and U.S. Patent Publications are not being submitted in accordance with 37 CFR 1.98(a)(2)(i).

This Information Disclosure Statement is being filed before the mailing date of a first Office Action on the merits. No certification or fee is required.

In accordance with 37 C.F.R. § 1.97(g) and (h), the filing of this IDS should not be construed as a representation that a search had been made or that information cited is, or is considered to be, material to patentability as defined in 37 C.F.R. § 1.56 (b), or that any cited document listed or attached is (or constitutes) prior art. Unless otherwise indicated, the date of

**Serial No. 10/634,991**


publication indicated for an item is taken from the face of the item, and Applicant reserves the right to prove that the date of publication is in fact different.

Copies of the non-U.S. documents listed on Sheet 1 of Form PTO-1449, some of which were cited in the prosecution of the corresponding PCT patent applications, are enclosed. A copy of the search reports for the PCT patent application are also enclosed.

No fee is believed to be required, however, the Commissioner is authorized to charge any deficiency in any fees pursuant to 37 CFR § 1.17 associated with this communication and to credit any excess payment to Deposit Account No. 08-0219.

Respectfully submitted,

HALE AND DORR LLP

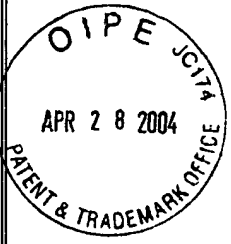
  
Irah H. Donner  
Registration No. 35,120

1455 Pennsylvania Avenue, NW  
Washington, DC 20004

TEL 202.942.8400 IHD/lrm

FAX 202.942.8484

Date: 4/26/04

<b>INFORMATION DISCLOSURE CITATION IN AN APPLICATION</b>  (PTO-1449)				ATTY. DOCKET NO. 103864.140 US1		SERIAL NO. 10/634,991	
				APPLICANT James G. MCERLEAN et al.			
				FILING DATE August 6, 2003		GROUP 3721	
<b>U.S. PATENT DOCUMENTS</b>							
EXAMINER'S INITIALS	PATENT NO.	DATE	NAME	CLASS	SUBCLASS	FILING DATE	
	6,511,569 B1	01/28/03	Nixon et al.			12/20/01	
	RE37,829 E	09/03/02	Charhut et al.			01/15/99	
	6,413,345 B1	07/02/02	Treleven			09/21/99	
	2001/0017817 A1	08/30/01	De La Huerga			04/12/01	
	5,298,104	03/29/94	Absher			09/30/91	
	4,595,447	06/17/86	Lindstrom			12/10/84	
	3,933,564	01/20/76	Jensen			04/10/73	
<b>FOREIGN PATENT DOCUMENTS</b>							
EXAMINER'S INITIALS	PATENT NO.	DATE	COUNTRY	CLASS	SUBCLASS	Translation	
						Yes	No
	WO 00/34925	06/15/00	WO			X	
	WO 99/17218	04/08/99	WO			X	
	08052198	02/27/96	Japan			X	
	06315519	11/15/94	Japan			X	
	0 328 003 A1	08/16/89	Europe			X	
	990,140	04/28/65	United Kingdom			X	
<b>OTHER ART (Including Author, Title, Date, Pertinent Pages, Etc.)</b>							
January 29, 2004. International Search Report from PCT/US03/24686.							
January 28, 2004. International Search Report from PCT/US03/24687.							
EXAMINER				DATE CONSIDERED			

EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; draw line through citation if not in conformance and not considered. Include copy of this form with next communication to Applicant.